ROBINSON, CALCAGNIE & ROBINSON 620 Newport Center Drive, Suite 700		
Telephone: (949) 720-1288		
racsimile: (949) 720-1292		
Attorneys for Plaintiff, Edwin Wagner		
INITED STATES I	DISTRICT COURT	
NORTHERN DISTRICT OF CALIFORNIA		
NORTHERN DISTRI	CI OF CALIFORNIA	
IN DE. DEVTDA AND CELEDDEV) CASE NO. C05-5421 (CRB)	
MARKETING SALES PRACTICES AND) MDL NO. 1699) District Judge: Charles R. Breyer	
))	
EDWIN WAGNER,) }	
Plaintiff,	STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE	
))	
))	
CORPORATION; MONSANTO	,)	
	,))	
))	
Defendants.))	
)	
Come now the Plaintiff, EDWIN WAGNER and Defendants, by and through the		
undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby		
-1-		
STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE EAST42531961.1		
	620 Newport Center Drive, Suite 700 Newport Beach, California 92660 Telephone: (949) 720-1288 Facsimile: (949) 720-1292 Attorneys for Plaintiff, Edwin Wagner UNITED STATES I NORTHERN DISTRICE IN RE: BEXTRA AND CELEBREX MARKETING SALES PRACTICES AND PRODUCT LIABILITY LITIGATION EDWIN WAGNER, Plaintiff, vs. G.D. SEARLE & CO., PHARMACIA CORPORATION; MONSANTO COMPANY, a Delaware corporation; PFIZER, INC., a Delaware corporation, Defendants. Come now the Plaintiff, EDWIN WAGN undersigned attorneys, pursuant to Federal Rule	

1	stipulate to the dismissal of this action with prejudice with each side bearing its own attorneys'	
2	fees and costs.	
3		
4		
5	DATED: September 1, 2009	ROBINSON, CALCAGNIE & ROBINSON
6		By: Mark P. Robenson, Jr.
7		MARK P. ROBINSON, JR. Attorneys for Plaintiff Mark Wagner
8		Amorneys for Fluidilli Mark Wagner
9	DATED: Oct. 22 , 2009	DLA PIPER LLP (US)
10	DATED:	DEATHER LLI (03)
11		By: /s/ Matt Holian
12		Attorneys for Defendants
13		
14		
15	PURSUANT TO THE TERMS IT IS SO ORDERED.	S SET FORTH IN THE PARTIES' STIPULATION,
16		Control of the contro
17	Dated: 0CT 2 8 2009	Market Market St. 1741
18		Hon. Charles R. Breyer United States District Court
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	STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE EAST\42531961.1	